

N O T I C E

OPEN MEETING OF THE ARIZONA CORPORATION COMMISSION

**DATE: Tuesday, November 17, 2015 &
Wednesday, November 18, 2015**

TIME: 10:00 a.m.

**Hearing Room One
Arizona Corporation Commission
1200 West Washington Street, 1st Floor
Phoenix, Arizona 85007**

This shall serve as notice of an open meeting of the Arizona Corporation Commission at the above location for consideration, discussion, and possible vote of the items on the following agenda and other matters related thereto. Please be advised that the Commissioners may use this open meeting to ask questions about the matters on the agenda; therefore, the parties to the matters to be discussed or their legal representatives are requested, though not required, to attend. The Commissioners may move to executive session, which will not be open to the public, for the purpose of legal advice pursuant to A.R.S. §§ 38-431.03.A.2, 3 and/or 4 on the matters noticed herein. The Commissioners may also move to executive session, which will not be open to the public, for other purposes specified in A.R.S. §§ 38-431.03, including discussions, consultations or considerations of Commission personnel and salary matters, on matters noticed herein.

The Arizona Corporation Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, as well as request this document in an alternative format, by contacting Shaylin A. Bernal, phone number (602) 542-3931, E-mail sabernal@azcc.gov. Requests should be made as early as possible to allow time to arrange the accommodations.

**JODI JERICH
Executive Director**

Open Meeting to Commence With the Pledge of Allegiance

Note: The Chairman's Proposed Consent Agenda will be taken up at the beginning of the meeting. Any Commissioner may remove any item from this agenda before Commission action on this agenda. Any items so removed from this agenda will be transferred to the Regular Agenda, which will be taken up after the Commission has concluded action on the Chairman's Proposed Consent Agenda.

Note: The Commission will provide an opportunity for public comment on any item on this agenda, either in person at the Open Meeting or telephonically at the following bridge number: 1 (800) 689-9374, passcode 415962.

Chairman's Proposed Consent Agenda

1. Biltmore Wealth Advisors, LLC ([S-20942A-15-0341](#)) - Proposed Order to Cease and Desist, Administrative Penalties and Consent to Same.
2. Deer Park Development Corporation ([S-20926A-15-0116](#)) - Proposed Order to Cease and Desist, Restitution and Administrative Penalties against Deer Park Development Corporation.
3. Deer Park Development Corporation ([S-20926A-15-0116](#)) - Proposed Order to Cease and Desist, Restitution and Administrative Penalties and Consent to Same By Respondent Robert D. Bjerken.
4. Deer Park Development Corporation ([S-20926A-15-0116](#)) Proposed Order to Cease and Desist, Restitution and Administrative Penalties and Consent to Same By: Respondents Marty O'Malley and Julie Unruh O'Malley, husband and wife.
5. Investment Acquisitions Group, LLC ([S-20917A-14-0340](#)) - Proposed Order to Cease and Desist, Restitution, Administrative Penalties and for Other Affirmative Action against Respondents Jeffrey Heady and Amy Heady (husband and wife), and Investment Acquisitions Group, LLC.
6. Red Mountain Funding, Inc. ([S-20920A-14-0388](#)) - Proposed Order to Cease and Desist, Restitution, Administrative Penalties and Consent to Same By: Respondents Red Mountain Funding, Inc., Bryan J. Sammons and Mary L. Sammons.
7. Union Pacific Railroad ([RR-03639A-15-0146](#)) – Application of the Arizona Department of Transportation for Approval to Upgrade an Existing Crossing at Produce Row in the City of Nogales, Santa Cruz County, Arizona, USDOT No. 742-034T.
8. Union Pacific Railroad ([RR-03639A-15-0147](#)) – Application of the Arizona Department of Transportation for Approval to Upgrade an Existing Crossing at Gold Hill Road, in the City of Nogales, Santa Cruz County, Arizona, USDOT No. 742-032E.

AGENDA

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9. Union Pacific Railroad Company ([RR-03639A-13-0440](#)) – Recommended Order Extending the Time Deadline Contained in Decision No. 74456.
10. Arizona Corporation Commission, Pipeline Safety Division ([RG-00000A-15-0098](#)) – Order Concerning Supplemental Rulemaking to Modify Arizona Administrative Code “A.A.C.” R14-5-202, R14-5-203, R14-5-204, R14-5-205, and R14-5-207.
11. Consolidated Communications Enterprise Services, Inc. ([T-04227A-15-0161](#)) – Application for Approval to Cancel its Certificate of Convenience and Necessity.
12. Access Point, Inc. ([T-03446A-15-0360](#)) - Application to rescind the Bond Requirement contained in Decision No. 71118.
13. Southwest Transmission Cooperative, Inc. ([E-04100A-12-0353](#)) - Application for Approval of Revised TRA Rider.
14. Clear Springs Utility Company, Inc. ([W-01689A-11-0401](#) & [WS-01689A-11-0402](#)) – Recommended Order Extending the Deadline Contained in Decision No. 74037 and No. 75232.
15. EPCOR Water Arizona, Inc. ([WS-01303A-15-0018](#)) – Recommended Order Correcting Decision No. 75293 *Nunc Pro Tunc*.

Regular Agenda

16. Johnson Utilities, L.L.C. ([WS-02987A-15-0284](#)) – Recommended Order Concerning Staff’s Motion for Administrative Closure of the Inquiry into the Termination of the Standpipe Service by Johnson Utilities, L.L.C.
17. Trico Electric Cooperative, Inc. ([E-01461A-15-0223](#)) – Application for Approval of its 2016 Renewable Energy Standard Tariff Implementation Plan.